S.B.Cr.Misc. II Bail App. No. 5316/2007
(Bheema and Anr. Vs. State of Rajasthan)

Date of order : 15/11/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Shambhoo Singh for the petitioners.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned.

This is second bail application. The first bail application came to be dismissed on 5.10.2007 when the matter was at the investigation stage and the petitioners were granted liberty to file a fresh bail application after completion of the investigation. Learned counsel for the petitioners submits that the investigation has been completed and police has filed challan.

I have carefully gone through the challan papers and injury report of Bhera. Injured Bhera alleged to have suffered three injuries. Except the injury i.e. nozzle bone, no bony injury has been caused.

Looking to the facts and circumstances of the case and the fact that no injury has been caused on vital part, without commenting on the merit of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners Bheema S/o Shri Nawala Meena and Laliya alias Lala S/o Shri Mava Meena be released on bail in FIR No. 317/2007 P.S. Salumber, provided each of them executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP